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DATE: January 12, 2004

RECIPIENT INFORMATION	SENDER INFORMATION
To: Examiner Eileen B. O'Hara	From: Mercedes K. Meyer, Ph.D., Esq.
Voice Tel. No.:	Voice Tel. No.: (703) 838-6561
Fax Tel. No.: (703) 872-9307	Sent By: Elizabeth K. Stenson
Your Ref.: 09/826,893	Our Ref.: 003300-765
	Total Pages (Incl. Cover Page): 6

RE: U.S. Patent Application No. 09/826,893

MESSAGE:

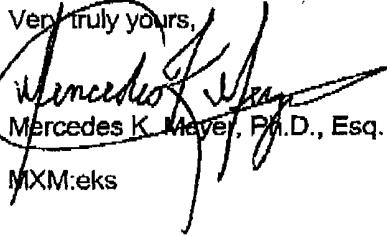
Dear Examiner O'Hara,

Attached please find an Official Communication, a copy of the stamped postcard receipt, a copy of a Submission of Terminal Disclaimer; and a copy of a Terminal Disclaimer to Obviate a Double Patenting Rejection over a Prior Patent in connection with the above-identified application.

Should you have any questions, please do not hesitate to contact me.

With continuing best personal regards.

Very truly yours,


Mercedes K. Meyer, Ph.D., Esq.
MXM:eks

NOTE: The information contained in this facsimile message is attorney-client privileged and contains confidential information intended only for the use of the person(s) named above and others expressly authorized to receive it. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this message is prohibited and you are asked to notify us immediately by telephone and to return this message to us by mail without copying it.

Any questions regarding compatibility should be directed to our Office Services Department at +1.703.836.6620.

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Patent

Attorney's Docket No. 003300-765

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Mail Stop AF
Kjell OLMARKER *et al.*)
Application No.: 09/826,893) Group Art Unit: 1646
Filed: April 6, 2001) Examiner: Eileen B. O'Hara
For: USE OF CERTAIN DRUGS FOR) Confirmation No.: 3406
TREATING NERVE ROOT INJURY)
Via Facsimile: (703) 872-9307)

OFFICIAL COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to today's telephone conference between myself and Examiner Eileen O'Hara, attached please find a copy of a Submission of Terminal Disclaimer, Terminal Disclaimer to Obviate a Double Patenting Rejection over a Prior Patent (U.S. Patent No. 6,649,589), and the stamped postcard receipt indicating receipt by the U.S. Patent and Trademark Office on December 8, 2003. Examiner O'Hara indicated that a Terminal Disclaimer had been received for U.S. Patent No. 6,635,250, but not for U.S. Patent No. 6,649,589. Thus, we are resubmitting the Terminal Disclaimer for U.S. Patent No. 6,649,589.

In view of the foregoing, further and favorable action in the form of a Notice of Allowance is believed to be next in order. Such action is earnestly solicited.

In the event that there are any questions relating to this application, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions so that prosecution of this application may be expedited.

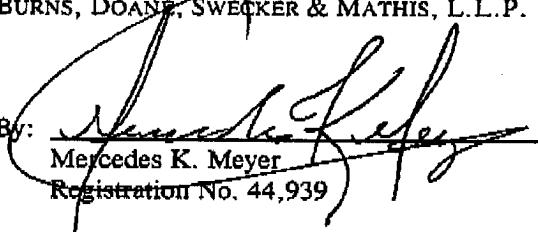
(10/03)

Official Communication
Application No. 09/826,893
Attorney's Docket No. 003300-765
Page 2

In the event any further fees are due to maintain pendency of this application, the Examiner is authorized to charge such fees to Deposit Account No. 02-4800.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 
Mercedes K. Meyer
Registration No. 44,939

Date: January 12, 2004

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(10/03)

Inventor: Kjell OLMARKER et al.Appln. No. 09/826,893Filing Date: April 6, 2001Docket No.: 003300-765Work. Atty. BSD/MXMeeks

Date:

December 8, 2003

The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

- Amendment or Response
- Preliminary Amendment
- Reply Transmittal Letter
- Petition for 1 Month Extension of Time
- Submission of Formal Drawings w/1 sheet(s) of drawings (Fig(s). 1-1)
- Request for Approval of Drawing Changes w/1 sheet(s) of red ink drawings
- Notice of Appeal
- Brief for Appellant
- Request for Oral Hearing
- Reply Brief
- Response to Restriction Requirement or Election of Species
- Terminal Disclaimer (2)
- Certificate Under 37 C.F.R. § 3.73(b)
- Transmittal Letter for Missing Parts of Application
- Executed Declaration/Power of Attorney
- Assignment/Assignment Recordation Form Cover Sheet (PTO-1595)
- Submission of Certified Copy of Priority Document w/1 certified copy(s)
- Information Disclosure Statement w/1 document(s)
- Information Disclosure Citation (PTO-1449)
- Information Disclosure Statement Transmittal Letter
- Request for Corrected Notice of Recordation of Assignment w/copy of Notice
- Request for Continued Examination
- Check for \$ 165.00 is enclosed
- Check for \$ is enclosed
- Charge \$ to Deposit Account
- Issue Fee Transmittal
- Payment of Issue Fee and Authorization to charge Deposit Account
- Request for Refund
- Status Inquiry
- Request for Corrected Filing Receipt w/copy of Official Filing Receipt
- Submission of Terminal Disclaimer (2)
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(10/03)

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